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FILED

FEB 26 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND BRANCH

14 UNITED STATES OF AMERICA,) No. CR 13-0096 YGR
15 Plaintiff,)
16 v.) STIPULATION AND [PROPOSED]
17 JOHN LEE COBB,) ORDER TO SET STATUS CONFERENCE
18 Defendant.) ON MARCH 14, 2013

19
20 The defendant, JOHN LEE COBB, represented by Joyce Leavitt, Esquire, and the
21 government, represented by RODNEY VILLAZOR, Assistant United States Attorney, appeared
22 before the Court on February 22, 2013 for a bail hearing and arraignment. The parties
23 represented that discovery had been produced to the defendant, and the Court set the matter for a
24 status conference before U.S. District Judge Yvonne Gonzalez Rogers on March 14, 2013 at 2:00
25 p.m. Both counsel requested that time be excluded under the Speedy Trial Act between February
26 22, 2013 and March 14, 2013 because defense counsel needs the time to review discovery and
27 conduct her own investigation.

28 STIPULATION AND EXCLUSION OF TIME
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Based upon the representation of counsel and for good cause shown, the Court finds that failing to exclude the time between February 22, 2013 and March 14, 2013 would unreasonably deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between February 22, 2013 and March 14, 2013 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time between February 22, 2013 and March 14, 2013 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

DATED: February 26, 2013

Respectfully submitted,

MELINDA HAAG
United States Attorney

/s/ Rodney C. Villazor
RODNEY C. VILLAZOR
Assistant United States Attorney

/s/ Joyce Leavitt
JOYCE LEAVITT
Attorney for JOHN LEE COBB

ORDER

Based on the reason provided in the stipulation of the parties above, the Court hereby FINDS that for adequate preparation of the case by all parties, and in the interest of justice, pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), an exclusion of time is warranted under the Speedy Trial Act. Based on these findings, IT IS HEREBY ORDERED THAT the hearing is continued until March 14, 2013 at 2:00 p.m. before U.S. District Judge Gonzalez Rogers, and time is excluded until March 14, 2013.

IT IS SO ORDERED.

DATED: 02/26/13

KANDIS A. WESTMORE
United States Magistrate Judge

**STIPULATION AND EXCLUSION OF TIME
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